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FM SECSTATE WASHDC
TO ALL CANADIAN POSTS COLLECTIVE

RELEASED IN PART
B1, 1.4(B), 1.4(D)

C O N F I D E N T I A L STATE 023865

OFFICIAL INFORMAL

E.O. 12958: DECL: 02/02/14
TAGS: AMGT, CA
SUBJECT: OFFICIAL INFORMAL - DAILY ACTIVITY REPORTS
JANUARY 26 - FEBRUARY 2, 2004

FOR AMB, DCM, POL AND CG'S FROM DIRECTOR TERRY BREESE

CLASSIFIED BY WHA/CAN DIRECTOR TERRY BREESE. REASON 1.4.
(D)

1. (U) DAILY ACTIVITY REPORT, JANUARY 26
2. (U) ELDER KHADR CONFIRMED DEAD

PAKISTANI OFFICIALS YESTERDAY CONFIRMED THE DEATH LAST
FALL OF EGYPTIAN-BORN AL-QAEDA TERRORIST (AND CANADIAN
CITIZEN) AHMED SAID KHADR IN A BATTLE WITH THE PAKISTANI
ARMY. KHADR'S IDENTITY HAD TO BE CONFIRMED VIA DNA TESTS;
HE WAS KILLED BY A ROCKET FIRED FROM A COBRA ATTACK
HELICOPTER. KHADR'S 14-YEAR OLD SON KARIM WAS SHOT DURING

THE BATTLE AND IS NOW A PARAPLEGIC IN A PAKISTANI
HOSPITAL. CANADIAN OFFICIALS ARE ATTEMPTING TO EVACUATE
KARIM TO CANADA. OF KHADR'S THREE REMAINING SONS, ONE
REMAINS IN GUANTANAMO, ONE WAS RECENTLY RELEASED AND IS
BACK IN CANADA, AND ONE IS STILL BEING SOUGHT FOR
TERRORIST ACTIVITIES. (MCCULLA/PRESS)

3. (U) TECK COMINCO

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: SHARON E AHMAD
CLASSIFICATION: CONFIDENTIAL REASON: 1.4(B), 1.4(D)
DECLASSIFY AFTER: 4 FEB 2024
DATE/CASE ID: 13 MAY 2009 200706444

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WE HOSTED A MEETING TODAY WITH EPA AND JUSTICE TO DISCUSS EPA'S SUPERFUND LEGAL ACTION AGAINST TECK COMINCO METALS (TCM), A CANADIAN FIRM THAT HAS OPERATED A ZINC SMELTER FOR NEARLY A CENTURY ON THE UPPER COLUMBIA RIVER, 10 MILES NORTH OF THE U.S. BORDER. TCM DUMPED ITS SLAG INTO THE COLUMBIA RIVER UNTIL 1995. THE SLAG WAS CARRIED INTO LAKE ROOSEVELT (THE RESERVOIR FORMED BY GRAND COULEE DAM) IN THE U.S. AND SERIOUSLY POLLUTED THE LAKE WITH HEAVY METALS. TCM HAS BEEN TALKING TO EPA FOR TWO YEARS BUT DECLINED TO UNDERTAKE A REMEDIATION STUDY UNDER THE SUPERFUND LEGISLATION, PRESUMABLY TO AVOID LIABILITY FOR

ANY CLEANUP. EPA PRESENTED TCM LAST MONTH WITH A UNILATERAL ADMINISTRATIVE ORDER (UAO), THE FIRST STEP IN A PROCESS THAT COULD LEAD TO EPA AND JUSTICE SUING TCM FOR CLEANUP COSTS. THE CANADIAN EMBASSY RECENTLY DELIVERED A DIPLOMATIC NOTE THAT CLAIMS THE SUPERFUND LEGISLATION DOES NOT APPLY TO A CANADA FIRM OPERATING IN CANADA AND ASKS EPA TO RESCIND THE UAO AND WORK WITH TCM ON A MUTUALLY SATISFACTORY STUDY OUTSIDE THE LEGAL PROCESS. EPA REJECTS THE CANADIAN PROPOSAL. JUSTICE BELIEVES THE U.S. HAS A STRONG LEGAL CASE THAT THE LAW APPLIES BECAUSE TCM IS CAUSING HARM IN THE U.S. WE UNDERTOOK TO EXPLORE THE STRENGTH AND LEVEL OF CANADIAN CONCERN WHILE JUSTICE REVIEWS LEGAL QUESTIONS, INCLUDING WHETHER WE ARE VULNERABLE TO CASES GOING THE OTHER WAY. WE FOUND LITTLE INTEREST ON EPA'S PART IN ENGAGING THE INTERNATIONAL JOINT COMMISSION. (BREESE)

4. (U) DAILY ACTIVITY REPORT, JANUARY 27

5. (U) AFGHANISTAN: CANADIAN PEACEKEEPER KILLED

A SUICIDE BOMBER KILLED A 26-YEAR-OLD CANADIAN SOLDIER AND WOUNDED THREE OTHERS IN A JANUARY 27 ATTACK IN KABUL. THE BOMBER, EXPLOSIVES STRAPPED TO HIS BODY, JUMPED ON THE JEEP IN WHICH THE SOLDIERS WERE PATROLLING. NEWS ACCOUNTS INDICATE THAT THE TALIBAN HAS CLAIMED RESPONSIBILITY FOR THE ATTACK. CRITICS HAVE SAID THAT CANADA'S LIGHTLY ARMORED MILITARY JEEPS, IN SERVICE SINCE THE 1980'S, ARE UNSAFE FOR DUTY IN HOSTILE ENVIRONMENTS. CANADA IS REPLACING THE JEEPS WITH MORE HEAVILY ARMORED VEHICLES. (RYAN/PRESS)

6. (U) DAILY ACTIVITY REPORT, JANUARY 28

7. (U) GOVERNMENT ANNOUNCES ARAR INQUIRY

THE CANADIAN GOVERNMENT HAS ORDERED AN INQUIRY INTO THE

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ACTIONS OF CANADIAN OFFICIALS IN CONNECTION WITH THE DEPORTATION OF CANADIAN/SYRIAN MAHER ARAR. THE INQUIRY WILL BE HEADED BY ONTARIO COURT OF APPEAL ASSOCIATE CHIEF JUSTICE JUDGE DENNIS O'CONNOR. DPM ANNE MCLELLAN ANNOUNCED THAT O'CONNOR WILL HAVE THE AUTHORITY TO HOLD PUBLIC HEARINGS, CALL WITNESSES AND COMPEL TESTIMONY.

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9. (U) DAILY ACTIVITY REPORT, FEBRUARY 2

10. (U) THRONE SPEECH OPENS PARLIAMENT

THE HOUSE OF COMMONS OPENED TODAY WITH GOVERNOR GENERAL ADRIENNE CLARKSON DELIVERING THE THRONE SPEECH OUTLINING THE GOVERNMENT'S POLICY GOALS. THE MARTIN GOVERNMENT PLEDGED TO MAKE PARLIAMENT WORK BETTER, CREATE MORE TRANSPARENCY IN GOVERNMENT AND RAISE ETHICAL STANDARDS FOR POLITICAL LEADERS AND PUBLIC SERVANTS. THERE WILL BE A RENEWED COMMITMENT TO HELPING FIRST NATIONS (ABORIGINAL)

COMMUNITIES, EXPANDED EARLY CHILDHOOD PROGRAMS, REFORM OF CANADA'S HEALTH CARE SYSTEM AND AN EXPANDED PUBLIC HEALTH SYSTEM.

THERE WILL BE A "NEW DEAL FOR MUNICIPALITIES" IN WHICH THE FEDERAL GOVERNMENT WILL SHARE GAS TAX REVENUES WITH THE CITIES, AND MAKE CITIES EXEMPT FROM THE GST (AN EXEMPTION WORTH ROUGHLY 7 BILLION CANADIAN DOLLARS). THE GOVERNMENT REITERATED CANADA'S COMMITMENT TO THE KYOTO PROTOCOL, ENSURING "SUSTAINABLE, LONG-TERM" EMISSION REDUCTIONS WHILE MAINTAINING CANADA'S ECONOMIC GROWTH. THE GOVERNMENT WILL EXPAND INVESTMENT IN "GREEN" TECHNOLOGY, SPEND 3.5 BILLION DOLLARS TO CLEAN UP CONTAMINATED GOVERNMENT-OWNED SITES AND EXPAND CLEAN AIR AND WATER PROGRAMS.

FOREIGN AND DEFENSE POLICY RECEIVED LIGHT TREATMENT. THE GOVERNMENT WILL REVIEW ITS FOREIGN POLICY WITH A GOAL OF EXPANDING CANADA'S INFLUENCE IN THE WORLD AND BATTLING POVERTY AND DISEASE WORLDWIDE. THE SPEECH CALLED FOR "BETTER MANAGEMENT OF GLOBAL INTERDEPENDENCE" AND REITERATED SUPPORT FOR A NEW INTERNATIONAL AGREEMENT TO PROTECT CULTURAL DIVERSITY. THE GOVERNMENT WILL ENSURE CANADIAN FORCES HAVE THE TOOLS THEY NEED, SPECIFICALLY

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CITING THE PURCHASE OF NEW ARMORED VEHICLES AND
REPLACEMENTS FOR THE AGING SEA KING HELICOPTERS. THE
GOVERNMENT WILL ALSO DEVELOP CANADA'S FIRST NATIONAL
SECURITY STRATEGY. THE GOVERNMENT PROMISED A "MORE
SOPHISTICATED APPROACH" TO ITS RELATIONS WITH THE U.S.
WITH THE GOAL OF FURTHER STRENGTHENING BORDER SECURITY
WHILE MAINTAINING CROSS-BORDER TRADE. THE SPEECH MADE NO
MENTION OF SPECIFIC U.S.-CANADA ISSUES. (MCCULLA)
POWELL

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